

MINUTES
State Allocation Board
January 23, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 447 at the State Capitol, Sacramento, California on January 23, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Dennis Dunne, Chief Deputy Director
Designated representative for Barry D. Keene, Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Assembly Member John Dutra
- Assembly Member Marco Firebaugh

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:06 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the December 12, 2001 SAB meeting.

CONSENT ITEMS

The Board approved the consent calendar as presented.

FINANCIAL REPORTS

Status of Funds

The Board accepted the Status of Funds report as presented.

Annual Adjustment to School Facility Program Grants

In considering this item, the Board accepted the report as presented.

Index Adjustment on the Assessment for Development

In considering this item, the Board accepted the report as presented.

SPECIAL CONSENT ITEMS***Wheatland Elementary School District/Yuba County – 50/72751-00-00***

In considering this item, the Board approved the staff's recommendations.

Orchard Elementary School District/Santa Clara County – 93/69633-00-00

In considering this item, the Board approved the staff's recommendations.

School Facility Program Time Limit on Apportionments

In considering this item, the Board approved the staff's recommendations.

Modernization "Unfunded" Approvals

In considering this item, the Board approved the staff's recommendation.

SPECIAL APPEAL ITEMS***Hayward Unified School District/Alameda County – 77/61192-00-17, 18, 23, 26, 27, 29 & 37***

In considering this item, the Board approved the staff's recommendation.

Hayward Unified School District/Alameda County – 77/61192-00-16, 25 & 34

In considering this item, the Board approved the staff's recommendation.

Orange County Office of Education/Orange County – 50/10306-00-00

In considering this item, the Board approved the staff's recommendations.

Use of State Relocatable Classroom Program Funds

In considering this item, the Board approved the staff's recommendations.

Substantial Progress Time Extensions

In response to questions from the Board, Ms. Betty Hanson from California Financial Services spoke on behalf of the Escondido Union Elementary School District.

In considering this item, the Board approved the staff's recommendations.

REGULATION ITEMS***Proposed Regulation Amendments for Excessive Cost Hardship Grants***

In considering this item, the Board approved the staff's recommendations.

Proposed Regulations for Implementation of the Federal School Renovation and Repair Program on an Emergency Basis

Mr. Dave Walrath, representing the California Federal School Infrastructure Coalition, addressed the Board in support of the proposed emergency regulations.

In considering this item, the Board approved the staff's recommendations.

INFORMATION/REFERENCE***Board Meeting Dates for the Remainder of the 2002 Calendar Year******Deferred Maintenance Program/Critical Hardship Unfunded Approvals List as of December 12, 2001******School Facility Program New Construction List – Unfunded Approvals as of December 12, 2001******School Facility Program Modernization List – Unfunded Approvals as of December 12, 2001******OPSC Workload Summary List – New Construction and Modernization through January 7, 2002******Facility Hardship/Rehabilitation Approvals Without Funding List as of January 23, 2002*****ADJOURNMENT**

There being no further business to come before the Board, the Chair adjourned the meeting at 4:40 p.m.

LUISA M. PARK, Executive Officer

MINUTES
State Allocation Board
February 27, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 447 at the State Capitol, Sacramento, California on February 27, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Barry D. Keene, Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Assembly Member John Dutra

Member of the Board absent was as follows:

- Assembly Member Marco Firebaugh

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:10 p.m.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 4:14 p.m. to confer with and receive advice from legal counsel regarding litigation titled "*Save San Mateo High School, et al. versus San Mateo Union High School District, et al.*" (San Mateo County Superior Court Case No. 418415), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 4:54 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the January 23, 2002 SAB meeting.

RESOLUTION FOR DELEGATION OF AUTHORITY

The Board adopted the resolution for delegation of authority to Karen McGagin as Deputy Executive Officer of the Office of Public School Construction.

CONSENT ITEMS

The Board approved the consent calendar as presented with the exception of the new construction funding item for San Mateo Union High School District, San Mateo County, Application No. 50/69047-04-02, as reflected on page 35 of the Consent Agenda. This item was held over until the April 24, 2002 SAB meeting.

Harold Freiman from the law firm of Lozano Smith, legal counsel for the San Mateo Union High School District, and Assembly Member Louis Papan, addressed the Board on behalf of the San Mateo Union High School District.

STATUS OF FUNDS

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Northridge Earthquake Program***

In considering this item, the Board approved the staff's recommendations.

Use of New Construction Grants

In considering this item, the Board approved the staff's recommendation.

Modernization "Unfunded" Approvals

In considering this item, the Board approved the staff's recommendation.

School Facility Program Substantial Progress Time Extension

In considering this item, the Board approved the staff's recommendations.

Lease-Purchase Program Request for Time Extension

In considering this item, the Board approved the staff's recommendation.

SPECIAL APPEAL ITEMS***Time Limit on Apportionments – School Facility Program***

This item was withdrawn.

Fallbrook Union Elementary School District/San Diego County – 22/68114-00-02

This item was withdrawn by the District.

Chino Valley Unified School District/San Bernardino County – 50/67678-00-00

This item was withdrawn by the District.

Calexico Unified School District/Imperial County – 50/63099-00-00

Although this item was withdrawn by the District, former Senator Leroy Greene addressed the Board on behalf of the District due to the fact the item will be presented at a future SAB meeting.

Ventura Unified School District/Ventura County – 50/72652-00-01

This item was withdrawn by the District.

Ventura Unified School District/Ventura County – 50/72652-00-01

This item was withdrawn by the District.

Application Filing Timeline for the Federal School Renovation and Repair Program

In considering this item, the Board approved the staff's recommendation.

REPORTS***Annual Expenditure Reporting Requirement – School Facility Program***

This item was withdrawn.

Attorney General's Opinion Number 01-803 on Government Code Section 65995.7

In considering this item, the Board approved the staff's recommendations.

INFORMATION/REFERENCE***Board Meeting Dates for the Remainder of the 2002 Calendar Year******Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) as of January 23, 2002******School Facility Program New Construction List – Unfunded Approvals as of January 23, 2002******School Facility Program Modernization List – Unfunded Approvals as of January 23, 2002******OPSC Workload Summary List – New Construction and Modernization through February 14, 2002******Facility Hardship/Rehabilitation Approvals Without Funding List as of February 27, 2002*****ADJOURNMENT**

There being no further business to come before the Board, the Chair adjourned the meeting at 5:15 p.m.

MINUTES
State Allocation Board
April 3, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 447 at the State Capitol, Sacramento, California on April 3, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Dennis Dunne, Chief Deputy Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Assembly Member John Dutra
- Assembly Member Marco Firebaugh

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:10 p.m.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 4:15 p.m. to confer with and receive advice from legal counsel regarding three litigation cases as follows: (1) "*Roxana Godinez, et al. versus Gray Davis, Governor of California, et al.*" (Los Angeles County Superior Court Case No. BC227352), (2) "*Corona-Norco Unified School District, et al. versus State Allocation Board, et al.*" (Los Angeles County Superior Court Case No. BS068271), and (3) "*Save San Mateo High School, et al. versus San Mateo Union High School District, et al.*" (San Mateo County Superior Court Case No. 418415), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 4:46 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the February 27, 2002 SAB meeting.

EXECUTIVE OFFICER STATEMENT

The Executive Officer updated the Board on the following:

Legislation as follows: (1) SB 575, Automatic Fire Detection Alarm and Sprinklers, (2) AB 401, District Owned Site Reimbursement, and (3) AB 16, Statewide Education Facilities Bond;

Cancellation of the April 5th SAB Implementation Committee meeting; and

Date alert regarding June 26, 2002 as being the final filing date for SFP new construction applications for the last quarter of Proposition 1A funding.

CONSENT ITEMS

The Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Needles Unified School District***

In considering this item, the Board approved the staff's recommendations.

School Facility Program Substantial Progress Time Extensions

In considering this item, the Board approved the staff's recommendations.

School Facility Program Substantial Progress Rescissions

In considering this item, the Board approved the staff's recommendations.

Requests for Use of New Construction Grants

In considering this item, the Board approved the staff's recommendation.

REGULATION ITEMS***Proposed Regulation Amendments Resulting from Attorney General Opinion on Government Code Section 65995.7***

In considering this item, the Board approved the staff's recommendations.

Financial Hardship Regulation Amendments

In considering this item, the Board approved the staff's recommendations.

Amendments to the Deferred Maintenance Program Regulations

This item was withdrawn and will be presented at the SAB meeting scheduled for April 24, 2002.

REPORTS

Deferred Maintenance Program Deposits

In considering this item, the Board accepted the staff's report.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2002 Calendar Year

School Facility Program Modernization List – Unfunded Approvals as of February 27, 2002

OPSC Workload Summary List – New Construction and Modernization through March 27, 2002

Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) as of February 27, 2002

Facility Hardship/Rehabilitation Approvals Without Funding List as of April 3, 2002

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 5:05 p.m.

LUISA M. PARK, Executive Officer

MINUTES
State Allocation Board
April 24, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in the auditorium of State Office Building #8 located at 714 "P" Street, Sacramento, California on April 24, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Barry D. Keene, Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Assembly Member Marco Firebaugh

Member of the Board absent was as follows:

- Assembly Member John Dutra

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:06 p.m.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 4:08 p.m. to confer with and receive advice from legal counsel regarding litigation titled: "*Save San Mateo High School!, et al. versus San Mateo Union High School District, et al.*" (San Mateo County Superior Court Case No. 418415), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 4:35 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the April 3, 2002 SAB meeting.

EXECUTIVE OFFICER STATEMENT

The Executive Officer updated the Board on the following:

Date Alert! June 26, 2002 is the application filing cut-off date for the final distribution of Proposition 1A funding for School Facility Program new construction applications. This date differs from previous quarters where the final filing date was the last business day of that month.

The final Proposition 1A funding cycles will occur at the June 26 and August 28, 2002 SAB meetings. At the conclusion of the August Board meeting, the Proposition 1A funds will essentially be exhausted, and the SAB will have apportioned a total of nearly \$6.7 billion for the benefit of California's children since November of 1998.

CONSENT ITEMS

The Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Calipatria Unified School District/Imperial County – 50/63107-00-01, 02 & 03***

In considering this item, the Board approved the staff's recommendations.

Lease-Purchase Program – AB 191 Request for Time Extensions

In considering this item, the Board approved the staff's recommendation.

SPECIAL APPEAL ITEMS***School Facility Program Substantial Progress Time Extension***

In considering this item, the Board approved the staff's recommendations.

Fallbrook Union Elementary School District/San Diego County – 22/68114-00-02

In considering this item, the Board approved the staff's recommendation.

Process for Final Funding

In considering this item, the Board approved the staff's recommendation.

Ventura Unified School District/Ventura County – 50/72652-00-01

The District withdrew this item.

Ventura Unified School District/Ventura County – 50/72652-00-01

The District withdrew this item.

San Mateo Union High School District/San Mateo County – 50/69047-04-02

Mr. Thomas Mohr, District Superintendent, addressed the Board on behalf of the District's request for SFP new construction facility hardship funding.

In considering this item, the Board approved the staff's recommendation as amended to apportion the District's funding request per the agenda attachment based on updated certifications submitted by the District and final CEQA verification by the California Department of Education.

REGULATION ITEMS***Proposed Regulation Amendments to the Deferred Maintenance Program***

Mr. John Jenkin, Project Manager for Siemens Building Technologies, addressed the Board regarding the proposed regulation amendments.

In considering this item, the Board approved the staff's recommendations as amended for Section 18665.5(a).

Proposed Regulatory Amendments to Title 2, Section 1555 of the California Code of Regulations

This item was withdrawn.

INFORMATION/REFERENCE***Board Meeting Dates for the Remainder of the 2002 Calendar Year******Deferred Maintenance Program/Critical Hardship Unfunded Approvals List as of April 3, 2002******Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) as of April 3, 2002******School Facility Program New Construction List – Unfunded Approvals as of April 3, 2002******OPSC Workload Summary List – New Construction and Modernization through April 16, 2002******Facility Hardship/Rehabilitation Approvals Without Funding List as of April 24, 2002*****ADJOURNMENT**

There being no further business to come before the Board, the Chair adjourned the meeting at 5:07 p.m.

MINUTES
State Allocation Board
May 22, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 112 of the State Capitol, Sacramento, California on May 22, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Karen Neuwald, Director of Legislation
Designated representative for Clothilde V. Hewlett, Interim Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Assembly Member Marco Firebaugh

Member of the Board absent was as follows:

- Assembly Member John Dutra

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:10 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the April 24, 2002 SAB meeting.

EXECUTIVE OFFICER STATEMENT

The Executive Officer updated the Board on the following:

- Provided an update on the litigation for Corona-Norco Unified School District;
- Provided an update for the implementation of AB 16, which included a timeline;
- Provided a reminder to districts of the 18-month Time Limit on Apportionments requirement; and
- Provided a final reminder to districts of the June 26th deadline for submitting applications for the final funding quarter.

CONSENT ITEMS

The Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

The Board requested that, prior to all Proposition 1A funds being allocated, staff put together a proposal that would give the Board a contingency for funding the administrative expenses of the program in the event that the November Bond (AB 16) does not pass.

SPECIAL CONSENT ITEMS***Requests for Use of New Construction Grants***

- ***Wasco Union Elementary School District/Kern County – 50/63842-00-01***
- ***West Covina Unified School District/Los Angeles County – 50/65094-00-01***

In considering this item, the Board approved the staff's recommendation.

SPECIAL APPEAL ITEMS***Merced County Office of Education/Merced County – 50/10249-99-01 and 05***

In considering this item, the Board approved the staff's recommendations.

Glendale Unified School District/Los Angeles County – 50/64568-00-01 and 04

In considering this item, the Board approved the staff's recommendation.

Riverside County Office of Education/Riverside County – 50/10330-98-01

In considering this item, the Board approved the staff's recommendations.

Federal School Repair and Renovation Program (FRP) Apportionments

Mr. Mike Vail, President of Cal-Fed School Infrastructure Coalition, addressed the Board in response to a question from Senator Alpert regarding future federal funding.

In considering this item, the Board approved the staff's recommendations. The Board also directed the OPSC to prepare a letter to the California Congressional delegation for signature of the Board members regarding the success of the FRP with respect to:

- Funding of high poverty districts;
- Diversity of districts that received funding;
- Efficient manner in which the funding was accomplished; and
- Request for lobbying to replicate the program in future years.

Ventura Unified School District/Ventura County – 50/72652-00-01

The District withdrew this item. (Reconsideration of previous denial.)

Ventura Unified School District/Ventura County – 50/72652-00-01

The District withdrew this item. (Date change request.)

Vista Unified School District/San Diego County – 50/68452-00-10

The District withdrew this item.

STAFF ASSIGNMENT

The Board directed staff to report back to the SAB regarding whether construction projects funded with School Facility Program funds are in accordance with the plans and specifications provided by the districts at the time project funding applications were submitted to OPSC, and what the rules are for spending the money once a district has been funded. Additionally, the Board requested that staff report back on whether procedures are in place assuring that school district projects are being built according to the conditions for approval established by the California Department of Education.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 4:42 p.m. to confer with and receive advice from legal counsel regarding litigation titled: “*Save San Mateo High School!, et al. versus San Mateo Union High School District, et al.*” (San Mateo County Superior Court Case No. 418415), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 4:53 p.m.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2002 Calendar Year

Deferred Maintenance Program/Critical Hardship Unfunded Approvals List as of April 24, 2002

School Facility Program New Construction List – Unfunded Approvals as of April 24, 2002

School Facility Program Modernization List – Unfunded Approvals as of April 24, 2002

OPSC Workload Summary List – New Construction and Modernization through May 13, 2002

Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) as of April 24, 2002

Facility Hardship/Rehabilitation Approvals Without Funding List as of May 22, 2002

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 4:55 p.m.

LUISA M. PARK, Executive Officer

MINUTES
State Allocation Board
June 26, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 2040 of the State Capitol, Sacramento, California on June 26, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Clothilde V. Hewlett, Interim Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Senator Bob Margett
- Assembly Member Marco Firebaugh
- Assembly Member John Dutra

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:05 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the May 22, 2002 SAB meeting.

EXECUTIVE OFFICER STATEMENT

The Executive Officer updated the Board on concerns regarding the "Use of Grants" for new construction requests and multi-track, year-round school schedules to house displaced pupils. The OPSC does not believe this meets the legislative intent of the law and recommended that the Board consider a re-evaluation of the current regulations.

CONSENT ITEMS

Ms. Antonella Spurgeon and Ms. Sieglinde (Ziggy) Kruse, employees of the Hollywood Star Lanes (a bowling center in Hollywood, CA), addressed the Board in opposition to proposed Proposition 1A funding for a Los Angeles Unified School District project known as Ramona New Elementary School.

In considering this item, the Board approved the consent calendar as presented.

FINANCIAL REPORTS

Status of Funds

The Board accepted the Status of Funds report as presented.

Use of Contingency Reserve Funds

In considering this item, the Board approved the staff's recommendations with a modification to Recommendation Number 4 to include an option for administrative expenditures through June 2004.

SPECIAL CONSENT ITEMS

Requests for Use of New Construction Grants

- Lake Elsinore Unified School District, High School #4/Riverside County – 50/75176-00-10
- Santa Maria-Bonita School District, Fesler Junior High/Santa Barbara County – 50/69120-00-03
- Santa Maria-Bonita School District, El Camino Junior High/Santa Barbara County – 50-69120-00-04

In considering this item, the Board approved the staff's recommendation and directed staff to review the existing regulations to determine its appropriateness in light of the recent legislative discussion during the development of Assembly Bill 16.

School Facility Program Substantial Progress Time Extensions

- Hawthorne Elementary School District/Los Angeles County – 50/64592-00-002 & 50/64592-00-003
- Hawthorne Elementary School District/Los Angeles County – 50/64592-00-004 & 50/64592-00-005
- Lynnwood Unified School District/Los Angeles County – 50/64774-00-017

In considering this item, the Board approved the staff's recommendations.

Huntington Beach Union High School District/Orange County – 57/66548-00-08

In considering this item, the Board approved the staff's recommendations.

St. Helena Unified School District/Napa County – 50/66290-00-01

In considering this item, the Board approved the staff's recommendation.

SPECIAL APPEAL ITEMS

Federal School Repair and Renovation Program Apportionments

Ms. Pat Zoller from the San Diego County Office of Education addressed the Board on behalf of the Lemon Grove Elementary School District.

In considering this item, the Board approved the staff's recommendation to adopt Option One.

State Relocatable Classroom Program – Purchase of Additional Relocatable Classrooms

In considering this item, the Board approved the staff's recommendation.

General Shafter Elementary School District/Kern County – 50/63487-00-01

The District withdrew this item.

Saratoga Union Elementary School District/Santa Clara County – 57-69682-00-06

In considering this item, the Board approved the staff's recommendation.

Ventura Unified School District/Ventura County – 50/72652-00-01

The District withdrew this item. (Reconsideration of previous denial.)

Ventura Unified School District/Ventura County – 50/72652-00-01

The District withdrew this item. (Date change request.)

Fairfield-Suisun Unified School District/Solano County – 50/70540-00-04

The District withdrew this item.

Vista Unified School District/San Diego County – 50/68452-00-10

The District withdrew this item.

REGULATION ITEMS***Proposed Regulatory Amendments to the State Allocation Board Membership***

This item was withdrawn.

Funding for Parking Structures – Proposed Regulation Amendment

In considering this item, the Board approved the staff's recommendations, along with a modification to Subdivision (a) regarding service site development as follows: "(11) Funding for multilevel, *single-level or subterranean with site development above, or under-building* parking structures on a new construction project when all of the following"

Proposed Regulations for Implementation of Senate Bill 575 (O'Connell) – Automatic Fire Detection/Alarm and Automatic Sprinkler Systems

Mr. Tom Duffy from the Coalition for Adequate School Housing addressed the Board in favor of the proposed regulations.

In considering this item, the Board approved the staff's recommendations.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 4:35 p.m. to confer with and receive advice from legal counsel regarding litigation titled: "*Save San Mateo High School!, et al. versus San Mateo Union High School District, et al.*" (San Mateo County Superior Court Case No. 418415), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 5:47 p.m.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2002 Calendar Year

Deferred Maintenance Program/Critical Hardship Unfunded Approvals List as of May 22, 2002

School Facility Program New Construction List – Unfunded Approvals as of May 22, 2002

School Facility Program Modernization List – Unfunded Approvals as of May 22, 2002

OPSC Workload Summary List – New Construction and Modernization through June 18, 2002

Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) as of May 22, 2002

Facility Hardship/Rehabilitation Approvals Without Funding List as of June 26, 2002

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 5:47 p.m.

LUISA M. PARK, Executive Officer

MINUTES
State Allocation Board
July 24, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 4203 of the State Capitol, Sacramento, California on July 24, 2002 at 2:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Jacqueline Wilson, Deputy Director
Designated representative for Clothilde V. Hewlett, Interim Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Senator Bob Margett

Members of the Board absent were as follows:

- Assembly Member Marco Firebaugh
- Assembly Member John Dutra

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 2:10 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the June 26, 2002 SAB meeting.

CONSENT ITEMS

In considering this item, the Board approved the consent calendar as presented.

FINANCIAL REPORTS

Status of Funds

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Northridge Earthquake Program***

- Alhambra City High
- Compton Unified
- Whittier Union High

In considering this item, the Board approved the staff's recommendations.

Lease-Purchase Program – Joint Use Project Time Extension Requests – Education Code Section 17052 (SB 1795)

- Lakeside Joint Elementary School District/Santa Clara County – 22/69492-00-01
- Fairfield-Suisun Unified School District/Solano County – 22/70540-00-14

In considering this item, the Board approved the staff's recommendation.

Rialto Unified School District/San Bernardino County – 57/67850-00-04 and 05

In considering this item, the Board approved the staff's recommendations.

SPECIAL APPEAL ITEMS***Lease-Purchase Program – Funding of Joint Use Projects – Education Code Section 17052 (SB 1795)***

In considering this item, the Board approved the staff's recommendations.

Sequoia Union High School District/San Mateo County – 57/69062-00-22

In considering this item, the Board approved the staff's recommendation.

Lancaster Elementary School District/Los Angeles County – 50/64667-00-04

In considering this item, the Board approved the staff's recommendations.

General Shafter Elementary School District/Kern County – 50/63487-00-01

In considering this item, the Board approved the staff's recommendations.

REGULATION ITEMS***Implementation of Assembly Bill 401 (Cardenas) – Apportionment for District-Owned Site Cost – Proposed Regulations and Amendments***

In considering this item, the Board approved the staff's recommendations.

Modernization Projects Affected by AB 16 Program Requirements -- Proposed Regulation Amendments

In considering this item, the Board approved the staff's recommendations.

REPORT***School Facility Program Project Verification***

The Board accepted the staff's report as presented.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 2:29 p.m. to confer with and receive advice from legal counsel regarding litigation titled: "*Godinez, et al. versus Davis, et al.*" (Los Angeles County Superior Court, Case #BC227352), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 3:25 p.m.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2002 Calendar Year

Deferred Maintenance Program/Critical Hardship Unfunded Approvals List as of June 26, 2002

School Facility Program New Construction List – Unfunded Approvals as of June 26, 2002

School Facility Program Modernization List – Unfunded Approvals as of June 26, 2002

OPSC Workload Summary List – New Construction and Modernization through July 17, 2002

Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) as of June 26, 2002

Facility Hardship/Rehabilitation Approvals Without Funding List as of July 24, 2002

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 3:26 p.m.

LUISA M. PARK, Executive Officer

MINUTES
State Allocation Board
August 28, 2002

Upon notice duly given, the monthly meeting of the State Allocation Board was held in Room 126 of the State Capitol, Sacramento, California on August 28, 2002 at 4:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Clothilde V. Hewlett, Interim Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Senator Jack O'Connell
- Senator Dede Alpert
- Senator Bob Margett
- Assembly Member Marco Firebaugh

Member of the Board absent was as follows:

- Assembly Member John Dutra

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Garry Ness, Assistant Chief Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 4:07 p.m.

PRIOR MINUTES

A motion was made and carried to approve the Minutes for the July 24, 2002 SAB meeting.

EXECUTIVE OFFICER STATEMENT

The Executive Officer updated the Board on its accomplishments as related to Proposition 1A funding as follows:

- The Board funded 765 new construction projects that provided housing for over 344,155 students;
- the Board funded modernization projects for 1,665 schools that housed over 919,303 students; and
- the Board has released 96% of all Proposition 1A funds.

CONSENT ITEMS

In considering this item, the Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

SPECIAL CONSENT ITEMS***Delhi Unified School District/Merced County – 50/75366-00-02***

In considering this item, the Board approved the staff's recommendations.

SPECIAL APPEAL ITEMS***Lynwood Unified School District/Los Angeles County – 22/64774-00-02***

The following individuals addressed the Board on behalf of the Lynwood Unified School District in support of the Board providing the District with 100% financial assistance in payment of litigation costs:

- Maria Medina, President, Lynwood Unified School District (LUSD) Board of Education
- Harold Cebrun, District Superintendent
- Michael Corbett, LUSD
- Mark Kelley of Miller, Brown & Dannis, Legal Counsel for LUSD
- Jerry Norman, LUSD

Upon a motion and a second that the Board approve financial assistance equal to 50% of the requested amount, the Chair requested a roll call vote and action was taken as follows:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Alpert	X			
Senator O'Connell		X		
Senator Margett		X		
Assembly Member Firebaugh				X
Assembly Member Dutra				X
Clothilde Hewlett	X			
Duwayne Brooks	X			
Annette Porini	X			
Total	4	2	0	2

Motion:

Carried X

Failed

In considering this item, the Board approved the staff's recommendation.

Lease-Purchase Program – Joint Use Projects – Education Code Section 17052

- Antelope Elementary School District, Berrendos Middle School/Tehama County – 22/71472-00-01

The following individuals addressed the Board on behalf of the District in support of the Board giving special consideration to the unique circumstances surrounding the failure of the District to meet the final application cutoff date:

- Emily Houck, District Superintendent
- Patrick Sinclair, District Superintendent (recently retired)
- Loren Boone, Consultant, School Facility Planning and Management
- John Bohrer, School Board President

- Glendora Unified School District, Glendora High School/Los Angeles County – 22/64576-00-01

Susan Hume, Assistant Superintendent of Business, addressed the Board on behalf of the District in support of the Board giving special consideration to the unique circumstances surrounding the failure of the District to meet the final application cutoff date.

Upon a motion and a second that the Board approve Option “D” that would add the two projects to the bottom of the Joint-Use Unfunded Approval Request list, the Chair requested a roll call vote and action was taken as follows:

MEMBER	AYE	NAY	ABSTAIN	ABSENT
Senator Alpert				X
Senator O’Connell	X			
Senator Margett	X			
Assembly Member Firebaugh				X
Assembly Member Dutra				X
Clothilde Hewlett	X			
Duwayne Brooks	X			
Annette Porini	X			
Total	5	0	0	3

Motion:Carried X Failed

In considering this item, the Board approved Option “D”.

CLOSED SESSION

In accordance with Section 11126 (e) (1) of the Government Code, the Board adjourned to a closed session at 5:16 p.m. to confer with and receive advice from legal counsel regarding litigation titled: “*Godinez, et al. versus Davis, et al.*” (Los Angeles County Superior Court, Case #BC227352), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 5:40 p.m.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2002 Calendar Year

Deferred Maintenance Program/Critical Hardship Unfunded Approvals List as of July 24, 2002

School Facility Program New Construction List – Unfunded Approvals as of July 24, 2002

School Facility Program Modernization List – Unfunded Approvals as of July 24, 2002

OPSC Workload Summary List – New Construction and Modernization through August 21, 2002

Unfunded List for SB 1795 Joint Use Lease-Purchase Program (Library, Gymnasium and Multi-Purpose Facilities) through July 2002

Facility Hardship/Rehabilitation Approvals Without Funding List as of August 28, 2002

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 5:40 p.m.

LUISA M. PARK, Executive Officer

MINUTES
State Allocation Board
December 18, 2002

Upon notice duly given, a special meeting of the State Allocation Board was held in Room 4203 of the State Capitol, Sacramento, California on December 18, 2002 at 2:00 p.m.

Members of the Board present were as follows:

- Annette Porini, Chief Deputy Director
Designated Chair for B. Timothy Gage, Director, Department of Finance
- Clothilde V. Hewlett, Interim Director, Department of General Services
- Duwayne Brooks, Director, School Facilities Planning Division, California Department of Education
Designated representative for Delaine Eastin, Superintendent of Public Instruction
- Assembly Member Marco Firebaugh
- Assembly Member John Dutra
- Assembly Member Tony Strickland
- Senator Dede Alpert

Members of the Board absent were as follows:

- Senator John Burton
- Senator Bob Margett

Representatives of the State Allocation Board (SAB) were as follows:

Luisa M. Park, Executive Officer
Bruce B. Hancock, Assistant Executive Officer

Representatives of the Department of General Services, Office of Public School Construction (OPSC) were as follows:

Luisa M. Park, Executive Officer
Karen McGagin, Deputy Executive Officer

Representative of the Department of General Services, Office of Legal Services, was as follows:

Bill Cady, Senior Staff Counsel

With a quorum present, Ms. Porini, Chair, called the meeting to order at 2:15 p.m.

PRIOR MINUTES

A motion was made and carried to approve the minutes for the November 6, 2002 SAB meeting.

EXECUTIVE OFFICER'S STATEMENT

The Executive Officer announced that nearly \$5.4 billion in projects from Proposition 47 would be funded at this meeting. This represents the largest funding amount presented to the Board at one time.

CONSENT ITEMS

In considering this item, the Board approved the consent calendar as presented.

FINANCIAL REPORTS***Status of Funds***

The Board accepted the Status of Funds report as presented.

Administrative Costs for Fiscal Year 2002/2003

In considering this item, the Board approved the staff's recommendations.

School Facility Program Costs Avoided Per Pupil By Use of Year-Round Education

In considering this item, the Board accepted the staff's report, but requested staff to work with Senator Alpert's staff to develop legislation to delete the required report.

SPECIAL CONSENT ITEMS***Berkeley Unified School District/Alameda 57/61143-00-08***

In considering this item, the Board approved the staff's recommendation.

Pacific Union Elementary School District/Humboldt 57/62976-00-01

In considering this item, the Board approved the staff's recommendation.

Wheatland Elementary School District/Yuba 50/72751-00-01

In considering this item, the Board approved the staff's recommendation.

SPECIAL APPEAL ITEMS***Lease-Purchase Program-Joint Use Projects***

In considering this item, the Board approved the staff's recommendations.

New Construction Funding

In considering this item, the Board approved the staff's recommendations.

Modernization Funding

In considering this item, the Board approved the staff's recommendations.

REPORTS***Labor Compliance – AB 1506 Implementation Status***

In considering this item, the Board accepted the staff's report.

Assembly Member Firebaugh distributed the Legislative Counsel's opinion that stated that the provisions of AB 1506 require DIR certification. Mr. Firebaugh requested that staff's report be amended to include the Legislative Counsel's opinion and also include that we take every possible step to ensure that projects are not delayed in going to construction.

Senator Alpert requested that a representative from the Department of Industrial Relations (DIR) attend the January 22, 2003 meeting to clarify the DIR certification process.

Mr. Tom Duffy from the Coalition for Adequate School Housing (CASH) addressed the Board regarding the concerns of CASH in relation to the implementation of AB 1506. The legal opinion from the CASH legal advisor Mr. Steve Hartsell differs from the legislative counsel's opinion and Mr. Duffy requested that they compare the legal opinions.

Mr. Jay Hansen from the State Building Trades Council addressed the Board and explained briefly the DIR certification process.

Mr. Dave Walrath from the Small School Districts Association (SSDA) addressed the Board regarding the concerns of SSDA in relation to the challenges small school districts will face to comply with AB 1506.

Staff was directed to carry out the following:

- Amend staff's report to include the Legislative Counsel's opinion.
- Ensure that projects are not delayed in going to construction.
- Request that a representative from the Department of Industrial Relations attend the January 22, 2003 SAB meeting to clarify the DIR certification process.

CLOSED SESSION

In accordance with Section 11126 (e)(1) of the Government Code, the Board adjourned to a closed session at 2:56 p.m. to confer with and receive advice from legal counsel regarding litigation titled: "*Godinez, et al. versus Davis, et al.*" (Los Angeles County Superior Court, Case #BC227352), in which the Board is named as a defendant.

Upon conclusion of the closed session, the Board reconvened into open session at 3:27 p.m.

INFORMATION/REFERENCE

Board Meeting Dates for the Remainder of the 2003 Calendar Year

OPSC Workload Summary List – New Construction and Modernization through December 9, 2002

Education Code Section 17052 (SB 1795) – Unfunded List Summary through December 18, 2002

Facility Hardship/Rehabilitation Approvals Without Funding List as of December 18, 2002

ADJOURNMENT

There being no further business to come before the Board, the Chair adjourned the meeting at 3:28 p.m.

LUISA M. PARK, Executive Officer